

REGULAR CALLED MEETING BOARD OF DIRECTORS

NOTE DAY CHANGE TO MONDAY

Boardroom

November 2, 2020

5:30 p.m.

AGENDA

1. Call to Order Mayor Byrd
2. Invocation
3. Approval of Board Minutes from October 20, 2020 – Mayor Byrd
4. Second Reading of Ordinance to Extend Business Hours – Gary Brinkley
5. Resolution to Amend the Street Budget – Gary Brinkley
6. Approval of Drainage/Road Repairs at Hickory & 7th St. – Gary Brinkley
7. Consideration of Resolution for North Ridge Estates Annexation – Gary Brinkley
8. City Manager's Report – Gary Brinkley
9. Routine Business – Mayor Byrd
10. Adjournment – Mayor Byrd

Regular Meeting: Citizens speaking to the Board of Directors shall have a speaking time limit of **10 minutes**. The Board of Directors may ask follow up questions which may extend the time limit.

Open Session Forum: Speaking time limit is **5 minutes** a speaker may not yield his or her time to another speaker

**REGULAR CALLED MEETING
BOARD OF DIRECTORS**

Board Room

October 20, 2020

5:30 P.M.

MEMBERS:

Taylor Chaney, *Ward 1 Director*
Chris Porter, *Ward 2 Director*
David Goodman, *Ward 3 Director* (Absent)
Reo Cummings, *Ward 4 Director* (Arrived at 5:37)
Jason Jones, *Ward 5 Director* (Absent)
Roland Gosey, *Assistant Mayor*
Scott Byrd, *Mayor*

OTHERS:

Gary Brinkley, *City Manager*
Jessica Davis, *City Clerk*

CALL TO ORDER

The Mayor called the meeting to order at 5:30 p.m.

INVOCATION

Mayor Byrd

APPROVAL OF BOARD MINUTES FROM OCTOBER 6, 2020

A motion was made by Assistant Mayor Gosey, seconded by Director Porter to approve the minutes from the October 6, 2020 Board Meeting.

The motion passed on a roll call vote and the vote was as follows:

Taylor Chaney	"Aye"	Roland Gosey	"Aye"
Chris Porter	"Aye"	Jason Jones	Absent
Reo Cummings	Absent	Mayor Byrd	"Aye"
David Goodman	Absent		

ACCEPT RESIGNATION OF PLANNING COMMISSIONER CHANDLER

Mr. Brinkley requested the Board accept the resignation of Mr. Ben Chandler from the Planning Commission and Board of Adjustments. Mr. Chandler moved out of city limits and is no longer eligible to serve. A recommendation to fill the vacancy will be put forth at a later meeting. A motion was made by Assistant Mayor Gosey, seconded by Director Chaney to accept the resignation.

The motion passed on a roll call vote and the vote was as follows:

Taylor Chaney	"Aye"	Roland Gosey	"Aye"
Chris Porter	"Aye"	Jason Jones	Absent
Reo Cummings	Absent	Mayor Byrd	"Aye"
David Goodman	Absent		

APPOINTMENT OF BOARD MEMBER TO HOUSING AUTHORITY

Mr. Brinkley requested the confirmation of Ms. Gloria Young to fill the resident vacancy on the Housing Authority Board. A motion was made by Assistant Mayor Gosey, seconded by Director Porter to approve the recommendation.

The motion passed on a roll call vote and the vote was as follows:

Taylor Chaney	“Aye”	Roland Gosey	“Aye”
Chris Porter	“Aye”	Jason Jones	Absent
Reo Cummings	Absent	Mayor Byrd	“Aye”
David Goodman	Absent		

PROCLAMATION OF APPRECIATION TO ALL CARE PHARMACY FOR FIRE DEPT RESCUE BOAT

Mr. Brinkley asked the City Clerk to read the Proclamation of Appreciation for All Care Pharmacy’s generous donation of a search and rescue boat to the Fire Department. The Clerk read the Proclamation thanking them for their generous donation and naming October 20, 2020 All Care Pharmacy Appreciation Day. Mr. Brinkley read a statement of gratitude for the acknowledgement from Mr. Percy Malone who was unable to attend the meeting.

THIRD READING AND CONSIDERATION OF ORDINANCE ASSESSING A FIVE MILL TAX

The Mayor called for the Clerk to read the Ordinance, title only.

The Clerk read the Ordinance, title only.

AN ORDINANCE ASSESSING A FIVE MILL TAX AGAINST THE REAL AND PERSONAL PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF ARKADELPHIA, ARKANSAS, FOR THE TAXABLE YEAR 2020 COLLECTIBLE IN 2021 AND FOR OTHER PURPOSES

The Mayor called for a motion to adopt the Ordinance. A motion was made by Director Porter, seconded by Director Chaney to adopt the Ordinance.

The motion passed on a roll call vote and the vote was as follows:

Taylor Chaney	“Aye”	Roland Gosey	“Aye”
Chris Porter	“Aye”	Jason Jones	Absent
Reo Cummings	Absent	Mayor Byrd	“Aye”
David Goodman	Absent		

ADOPTION OF ARKADELPHIA TRAILS MASTER PLAN

Mr. Brinkley requested the Board adopt the Arkadelphia Master Trail Plan as presented. The purpose of the plan is to provide a roadmap and framework for current and future trails. A motion was made by Director Porter, seconded by Director Chaney to approve the Arkadelphia Master Trail Plan.

The motion passed on a roll call vote and the vote was as follows:

Taylor Chaney	“Aye”	Roland Gosey	“Aye”
Chris Porter	“Aye”	Jason Jones	Absent
Reo Cummings	“Aye”	Mayor Byrd	“Aye”
David Goodman	Absent		

CONSIDER ORDINANCE FOR BUSINESS OPERATING HOURS

Mr. Brinkley presented an Ordinance that would allow city hotels and restaurants licensed by the Arkansas Beverage Commission to operate until 2:00 a.m. These businesses are currently required by Arkansas Beverage Commission to close by midnight without such an ordinance. A motion was made by Director Chaney, seconded by Assistant Mayor Gosey to place the Ordinance on its first reading.

The motion passed on a roll call vote and the vote was as follows:

Taylor Chaney	"Aye"	Roland Gosey	"Aye"
Chris Porter	"Aye"	Jason Jones	Absent
Reo Cummings	"Aye"	Mayor Byrd	"Aye"
David Goodman	Absent		

The Mayor called for the Clerk to read the Ordinance in its entirety.

The Clerk read the Ordinance.

AN ORDINANCE EXTENDING HOURS OF OPERATION FOR HOTELS AND RESTAURANTS WITHIN THE CITY OF ARKADELPHIA, ARKANSAS WHO HOLD AN ARKANSAS BEVERAGE COMMISSION LICENSE

A motion was made by Director Chaney, seconded by Director Porter to place the Ordinance on its second reading, title only, at the next scheduled Board meeting.

The motion passed on a roll call vote and the vote was as follows:

Taylor Chaney	"Aye"	Roland Gosey	"Aye"
Chris Porter	"Aye"	Jason Jones	Absent
Reo Cummings	"Aye"	Mayor Byrd	"Aye"
David Goodman	Absent		

ACTION ON FIREMEN'S PENSION AND RELIEF FUND

Mr. Brinkley informed the Board no action was required. The Firemen's Pension & Relief Fund Board reviewed the actuarial study performed by GSR. It was concluded by the Firemen's Pension Board that with no benefit to the pension recipients and it would cost the city \$26,460 annually for the next 20 years to consolidate with LOPFI, it was not worthy of consideration. The Firemen's Pension Board recommended no action be taken. The Board of Directors took no action on this item.

CITY MANAGER'S REPORT

October 20, 2020

- We approved the plans for the rebuilding of Hickory & 7th Street. The storm drain has collapsed, curbs pulled away and a sink hole in the street developed. We will be taking bids, analyzing and have them to you for approval at our next meeting.

- We received the 90% plans for the collapsed drainage system at Haddock and N. 10th. We have begun the review process and upon completion will submit it to the bidding process. We should not anticipate any work beginning until the first quarter of 2021.
- We received the 90% plans on the Maddox Branch drainage basin pinch point just north of 3rd Street, NE of the Airport. This project has to be completed to allow proper flow of the Maddox Branch out to the Ouachita River. We have begun the review process and upon completion will submit it to the bidding process. We should not anticipate any work beginning until the first quarter of 2021 as well.
- We are still in the study phase of how to address water from the east side of the airport making its way to the Ouachita River. The cost estimate for routing south to the WPA ditch was unacceptable. You'll recall, the new bridge on 3rd St. NE of the Airport is 1' higher than the elevation of the ditch itself thus creating a conundrum.
- The streetscape project on Sixth Street preconstruction meeting between us, our engineers, ArDOT and the contractor occurred on September 29th. The contract start date is October 19th and ends April 17, 2021. It will be a long, technical journey working on 6th Street. Patience will be necessary and greatly appreciated.
- The basketball court rehabilitation at Feaster Park is well under way. It looks awesome. Weather permitting, they will be done by the end of the week.
- For the second time this year we have had vandals doing donuts on our football and soccer fields causing moderate damage. If you know of the culprits, please call the police department. They would love the opportunity to visit with these individuals.
- Primarily due to Covid, Third Street Baptist had to forego their annual Crossover Basketball League. Working with Pastor Latham, our Parks & Rec will be running a 1-4 grade boys' and girls' basketball program this year. Games and practices will be held at the Rec Center and Third Street. If you have not already, please log onto the city Parks and Rec website or show up in person at the Rec Center to register your child.
- The 2019 Legislative Audit was officially completed on October 15th. Once we receive the final document, it will be presented to you for acceptance.
- The dirt for Corporate Hanger #3 is well under way. Weather permitting, they will pour the concrete next week.

- The annual testing of the fire hoses by the FD continues to occur on Monday nights. They are approximately $\frac{3}{4}$ the way completed testing of all our hoses.
- The Water/Sewer Dept is nearing completing of the first half of new sewer pipe to the sewer ponds. This is the huge forced main line that goes from in town to the sewer ponds south of town. Good weather has allowed the crews to be within 500' of completing Phase One from the high-pressure gas lines to the sewer ponds. The next phase, crossing the gas lines and running along the banks of the Ouachita River in town, will have to be done by outside contractors. Staff saved our citizens a significant amount of money by doing Phase One in-house.
- We are working with Hall & Associates to review our Subdivision Ordinances and Zoning codes and delineate our conflicting language and provide us guidance on language we should remove or add. The person who we are working with has done this for numerous cities our size and larger and it is her passion. We expect moving forward with this project by the end of the month and will have recommendations to discuss by the first of next year.

Dates to Remember:

- Early voting continues at the Rec Center.
- General Election is Tuesday, November 3rd.

ROUTINE BUSINESS

Taylor Chaney, Ward 1 – He asked about a closed account listed on the Financial Summary. The City Manager informed him it was due to fraudulent activity. Many cities in the state were effected as well. It was investigated and the account was closed. He suggested placing a game camera at the SportsPlex. He also asked for an update on Gum Springs water. The City Manager informed him David Green was pleased with the progress.

Chris Porter, Ward 2 – He said it was good to be at football games again. Arkadelphia is doing well and it's good to see everyone supporting it.

David Goodman, Ward 3 – Absent

Reo Cummings, Ward 4 – The NAACP Get Out & Vote event is Saturday, October 24th 12:00 pm to 2:00 pm. They will have free food and t-shirts at 18th & Pine Street. If you are available please come out and support it. He said he has heard some concerns about the widening of Pine St. While they support the widening they are concerned about how much yard space will be taken. He will be going by to look at it in person. Mr. Chaney asked if there would be any compensation for those residents. The City Manager stated it would depend on the right of way. If within the current right of way,

no additional compensation. If the area is outside the current right of way, the land owner would be compensated.

Jason Jones, Ward 5 – Absent

Roland Gosey, Assistant Mayor – He is pleased to see the street work done on 16th, 17th, and 18th Streets. He said it looks really good. The citizens in that particular area are very happy to see those improvements made. He's also happy to see the improvements made on the Feaster Park Basketball courts. We had a post down and someone commented it was not looking good. When he saw the improvement pictures, he made sure to share them on that particular social media post. He gives credit to this Board and the City Manager who all work well together and are progressive and use their energy to move us all forward. Those small things that may seem minor to some people add up. His grandmother used to say, if you pick enough pecans, you can make a pecan pie. Mr. Chaney added he has heard the same thing from people about the small positives adding up to greater things. He also gave the City Manager credit for his hand in moving us forward as well. The City Manager mentioned new stop signs were bought to replace the worn out signs in that area where the street improvements were made.

Scott Byrd, Mayor – He stated the Street Department has gotten a beating over the years and it is their time to shine. They are doing a heck of a job! We've waited a long time for this to happen and it looks fantastic. Please be patient. They are working hard to complete the project. Some lanes may be temporarily closed. The City Manager stated the portion by the Rec Center will be skipped this year due to voting. They will add it to the list for next year. This Board works very well together and we've made a lot of progress and a lot of that is due to Gary, our City Manager. He also said if you see someone from the Street Department thank them. This is turning out great. He drove over and looked at the Feaster Basketball Courts this past weekend. The new surface was down and they're getting ready for paint. The new goals were up and he's looking forward to seeing pictures after it's completed. He received an email from a citizen this week about how our streets are looking better but he was concerned about trash and yard clipping being blown into the streets. He said he can tell the level of pride for our city is increasing. He asked to speak to the City Manager later about any Ordinances in place that may address that issue.

He stated he is just tickled to death to be a part of all of this. He has heard comments from other surrounding cities that imply they would like to be more like us. That makes him feel really good to hear things like that.

ADJOURNMENT

There being no further business to discuss, Director Chaney made the motion, seconded by Assistant Mayor Gosey to adjourn. **The motion passed unanimously, and the meeting adjourned at 6:07 p.m.**

Scott Byrd, Mayor

Jessica Davis, City Clerk

ADDITIONAL ATTENDEES


Jason Jackson
Jason Hunt
Julie Lacy
Chuck Fitzsimmons
Henry Wilson

DRAFT



MEMORANDUM

To: Arkadelphia Board of Directors
CC: Ed McCorkle, City Attorney
From: Gary Brinkley, City Manager
Date: October 28, 2020
Re: Second Reading of Ordinance to Extend Hours of Operation



Following the second reading, staff requests you place the Ordinance on its third reading title only at the next scheduled meeting.

Thank you.

ORDINANCE NO O-20-

AN ORDINANCE EXTENDING HOURS OF OPERATION FOR HOTELS AND RESTAURANTS WITHIN THE CITY OF ARKADELPHIA, ARKANSAS WHO HOLD AN ARKANSAS BEVERAGE COMMISSION LICENSE

WHEREAS, the current closing hours for hotels and restaurants licensed premises is midnight as prescribed by state law; and

WHEREAS, pursuant to the State of Arkansas Statute § 3-9-233 (a) (1) the City Board of Directors may amend the closing hours by ordinances and regulations by a majority vote of the City Board; and

WHEREAS, there is an opportunity for the City of Arkadelphia to extend the hours of operations for hotels and restaurants of licensed premises to align with market expectations.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF ARKADELPHIA, ARKANSAS THAT:

Section 1. Hours of Operations – Arkansas Beverage Commissioned licensees in hotels and restaurants may operate until 2:00 am within the City of Arkadelphia.

Section 2. Repealer

Any ordinance or parts of ordinances in conflict herewith are hereby repealed and this ordinance shall be in full force and effect from and after its passage and publication.

PASSED AND APPROVED this ____ day of _____, 2020.

APPROVED: _____

Scott Byrd, Mayor

ATTEST: _____

Jessica Davis, City Clerk



Memorandum

To: Arkadelphia Board of Directors
CC: Ed McCorkle, City Attorney
From: Gary Brinkley, City Manager
Date: October 29, 2020
Re: Resolution to Amend the Street Budget

It is occasionally necessary to amend the approved budget. The attached resolution addresses two such necessitated adjustments.

First, it came to our attention that in April 2019 the previous City Treasurer wrongly receipted Street Fund money in the amount of \$22,638 to the General Fund. This was simply a clerical error as the funds were correctly deposited by the State in the Street Fund. Instead of correcting the error by voiding the receipt (as the money was correctly deposited) she wrote a check from the Street Fund to the General Fund. This month our City Treasurer wrote a check from the General Fund to the Street Fund to correct the error. This is simply modifying the budget to reflect this correction.

Second, due to the unanticipated collapse of the drainage pipes at Hickory and 7th Street there is an immediate need for repair. The plan is to replace the storm drain pipe and repair the street damage caused by the collapse. To do so we have amended the Street Budget to reflect this cost.

I welcome any questions you may have regarding this Resolution.

Thank you.

RESOLUTION NO. R-20-__

**A RESOLUTION AMENDING THE 2020 BUDGET FOR THE CITY OF
ARCADELPHIA, ARKANSAS**

WHEREAS, periodically, it is necessary to adjust or correct the city budget; and

WHEREAS, amendments to the budget must be by formal resolution in order to comply with standards of legislative audit; thus

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE
CITY OF ARCADELPHIA, ARKANSAS:**

The following adjustments or corrections are made in the 2020 budget:

General Govt. Department:

Line Item 4103 State Turnback: From \$150,000 to \$127,362– Funds \$22,638 receipted to General Fund in error in April 2019, corrected this month by remitting funds to Street Fund

Street Department:

Line Item 4103 State Turnback: From \$770,000 to \$792,638 – Funds \$22,638 receipted wrongly in April 2019, corrected this month

Line Item 5311 Street/Drive/Parking: From \$386,615 to \$427,515 – Unanticipated repair of \$40,900 to correct collapsed street.

PASSED AND APPROVED THIS ____ day of _____, 2020.

Scott Byrd, Mayor

ATTEST:

Jessica Davis, City Clerk



Memorandum

To: Arkadelphia Board of Directors
CC: Ed McCorkle, City Attorney
From: Gary Brinkley, City Manager
Date: October 28, 2020
Re: Hickory & 7th Street Improvements

Attached for your review please find the bid tabulations and recommendation from B&F Engineering, Inc. to proceed with Shields & Associates on the storm drain/street repairs at Hickory & 7TH. Bids were opened on October 27th at 2:00 pm per the ad that was in the newspaper.

The funding used will be \$26,100 attributed to the storm drain work and \$40,900 to the Street Fund. Allocations above based on direct cost of the storm work or street work and sharing the cost of mobilization and demolition on a proportional basis.

Staff recommends you accept the bid from Shields & Associates in the amount of \$67,000 and approve the City Manager to execute all necessary documents.

Thank you.



ENGINEERING, INC.

October 28, 2020

City of Arkadelphia
700 Clay Street
Arkadelphia, AR 71923
Via Email: gary.brinkley@arkadelphia.gov

ATTN: Mr. Gary Brinkley

RE: Hickory & 7th Street Intersection Improvements
Arkadelphia, AR
B & F No. 7-2000-0501

Dear Mr. Brinkley:

Three bids were received on October 27, 2020 for the Hickory & 7th Street Intersection Improvements. They are as follows:

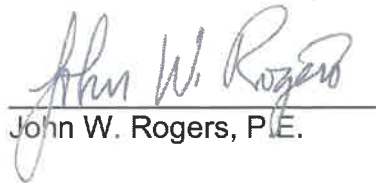
Shields & Assoc.	\$ 67,000.00
Square One Enterprises	\$ 74,900.00
RedStone Construction	\$ 76,500.00

We recommend awarding the contract to Shields & Associates for the low bid of (\$ 67,000.00) Sixty-seven thousand dollars and no/100.

If you have any questions or comments, please do not hesitate to contact me.

Respectfully submitted,

B & F ENGINEERING, INC.



John W. Rogers, P.E.

JWR/lmd

cc: Jessica Davis & Deanna Graves w/encl.

Enclosure: Bid Tab

<p align="center">BID TABULATION SHEET CITY OF ARKADELPHIA HICKORY & 7TH STREET INTERSECTION IMPROVMENTS B & F No. 7-2000-0501 OPENING BID DATE - OCTOBER 27, 2020 @ 2:00 P.M.</p>					
ADDRESS		Shields & Assoc 116 Challain Drive Little Rock, AR 72223		Square One Ent 2128 Spring Street Hot Springs, AR 71901	RedStone Construction 505 W. Dixon Road Little Rock, AR 72206
LICENSE #		0172580121		0349050321	0007700221
BID BOND		NO		NO	NO
ITEM NO.	QUANTITY	UNIT	DESCRIPTION	TOTAL BID PRICE	TOTAL BID PRICE
1	1	LS	Mobilization, demobilization, demo, misc	\$13,000.00	\$18,000.00
2	1	LS	Storm Drainage Pipe, complete in place	\$21,000.00	\$25,000.00
3	1	LS	Reinforced Paving Curbing, complet in place	\$33,000.00	\$33,500.00
TOTAL BASE BID				\$67,000.00	\$76,500.00

I hereby certify that the Bid Tabulation herEon is true and correct copy of the original bids received. Registered Professional Engineer - Arkansas No. 11260.





Memorandum

To: Arkadelphia Board of Directors
CC: Ed McCorkle, City Attorney
From: Gary Brinkley, City Manager
Date: October 28, 2020
Re: Consider North Ridge Annexation Resolution

When we annexed in the property west of WP Malone that will be the North Ridge housing development, there was a small sliver of land underneath the powerlines that was not part of the land owned by the new developer that was excluded from the annexation. When city limits encapsulate a piece of land without annexing it, this is known as an enclave and is not allowed by state law. That is what occurred.

Thankfully, Jennifer Wheeler with the Arkansas GIS office found the issue and brought it to our attention.

Attached you will find the Clark County Court Order allowing for the annexation and the Resolution to execute the annexation and thus remove the enclave.

Staff requests your approval of the attached Resolution.

IN THE COUNTY COURT OF CLARK COUNTY, ARKANSAS

Filed on the 21 day of Oct., 2020

IN THE MATTER OF THE JANUARY 15, 2020
PETITION FOR ANNEXATION TO THE CITY
OF ARKADELPHIA, ARKANSAS CERTAIN
TERRITORY CONTIGUOUS TO SAID CITY
OF ARKADELPHIA, ARKANSAS IN SECTION
SECTION 13, TOWNSHIP 7 SOUTH, RANGE 20 WEST

Mona Vance
County Clerk, Clark County

CASE NO. CCA-2020-02

ORDER

On the 21st day of October, 2020, the Clark County Court held a hearing on a certain Petition which was presented 100% of the real estate owners owning 100% of the acreage in the lands described as **Exhibit 1** to this Order.

The Court has jurisdiction over this matter and finds that the Petition has been filed with the County Assessor and the County Clerk and that the County Assessor and the County Clerk have verified that the Petition meets the requirements of Section (b)(2) of the Arkansas Code Annotated § 14-40-609.

The County Court has reviewed the Petition and records and has determined that they are complete and accurate, that no enclaves will be created by the proposed annexation, and the annexation otherwise meets requirements of Arkansas Code Annotated § 14-40-609.

THEREFORE, THE COUNTY COURT HEREBY ORDERS that the said Petition meets the requirements of Arkansas Code Annotated § 14-40-609 and the Petition, records and this Order are hereby forwarded to the City of Arkadelphia, Arkansas for any further appropriate action.

IT IS SO ORDERED.

Troy Tucker

COUNTY JUDGE

Attested to:

Monna Vance

COUNTY CLERK

10/21/20

DATE

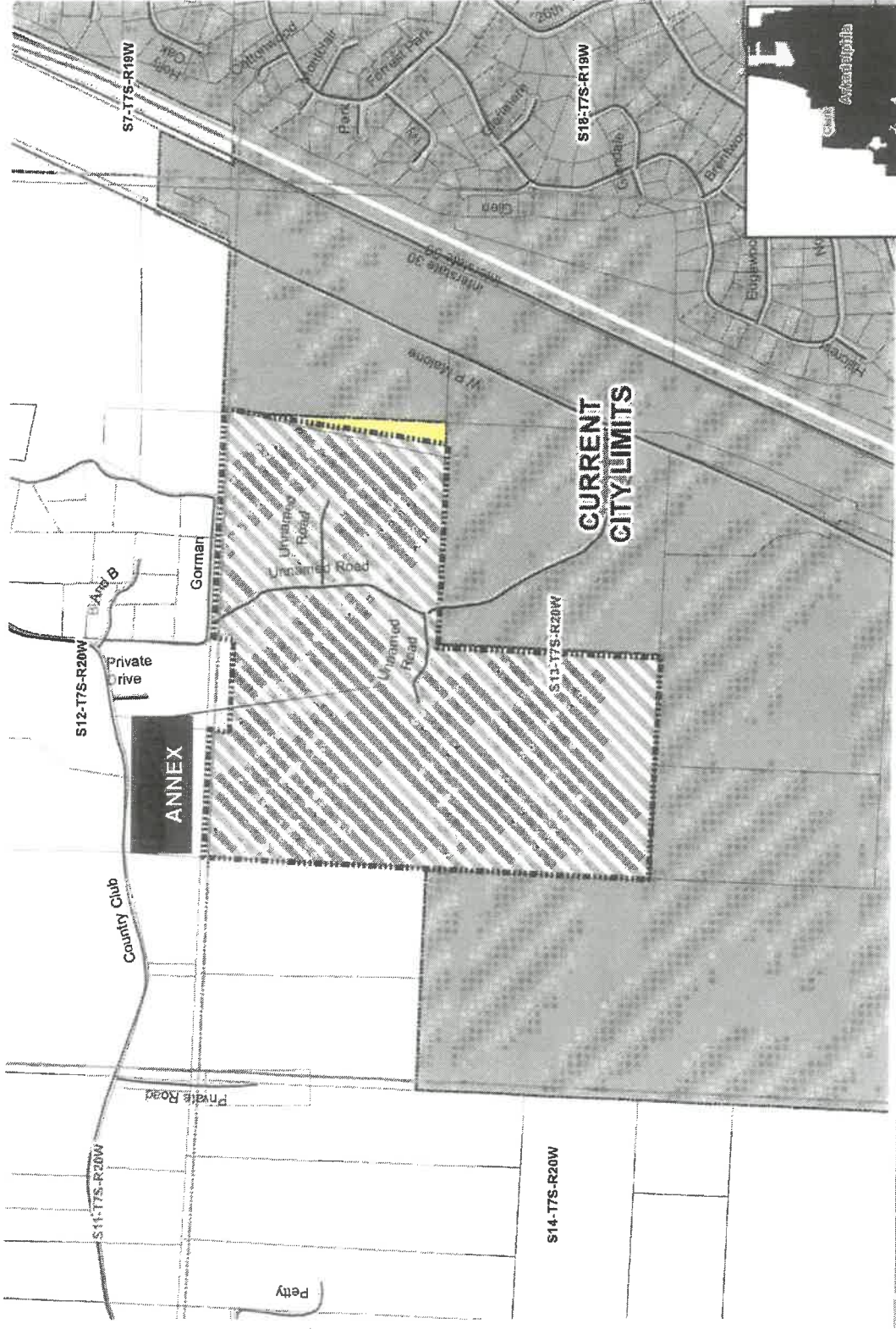
EXHIBIT 1.

A PARCEL OF LAND BEING LOCATED IN THE NW/4 NE/4 OF SECTION 13, T7S, R20W, CLARK COUNTY, ARKANSAS AND BEING DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHEAST CORNER OF SAID NW/4 NE/4, THE POINT OF BEGINNING; THENCE NORTH 02°01'06" EAST ALONG THE EAST LINE OF SAID NW/4 NE/4, A DISTANCE OF 755.82 FEET; THENCE SOUTH 08°22'23" WEST, A DISTANCE OF 760.88 FEET; THENCE SOUTH 88°14'27" EAST, A DISTANCE OF 84.22 FEET TO THE POINT OF BEGINNING. CONTAINING 0.73 ACRES, MORE OR LESS.

**Proposed Annex: City of Arkadelphia
January 2020**

**City: Arkadelphia
Mayor: Scott Byrd**



Arkansas Code 14-40-101.
Before an entity undertakes an annexation, consolidation, or detachment, proceeding under this chapter, the entity shall coordinate with the Arkansas Geographic Information Systems Office for preparation of legal descriptions and digital mapping for the relevant annexation, consolidation, and detachment areas.

The map contained herein, is evidence the entity has met requirements of Act 914 of 2015

- Proposed Annex
- Precinct
- Section
- Highway
- Minor Road
- Cutting City
- Neighboring City
- County Boundary

0 0.0350 0.07 0.14
Miles



**ARKANSAS
GIS OFFICE**

H:\City_Annexations\City of Arkadelphia\02001101

AREA TO BE ANNEXED

RESOLUTION NO. R-20-__

A RESOLUTION ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF ARKADELPHIA, APPROVING THE SCHEDULE OF SERVICES TO BE EXTENDED TO SAID AREA; AND ASSIGNING SUCH WARDS.

WHEREAS, a petition was filed, pursuant to A.C.A. 14-40-609, for the annexation of certain territory into the city of Arkadelphia, Arkansas; and

WHEREAS, the Clark County Assessor and the Clark County Clerk have

- (A) Verified the identity of the petitioner(s);
- (B) Verified that there are no property owners included in the petition that do not wish to have their property annexed;
- (C) Verified that the property or properties are contiguous with the City of Arkadelphia;
- (D) Verified that no enclaves will be created if the petition is accepted by the City of Arkadelphia; and presented the petition and their respective verifications to the Clark County Judge; and

WHEREAS, the County Judge has

- (A) Reviewed the petition and verifications for completeness and accuracy;
- (B) Determined that no enclaves will be created by the annexation;
- (C) Confirmed that the petition contains a schedule of services;
- (D) Found that the land to be annexed does not meet any of the disqualifying factors under A.C.A. 14-40-302.
- (E) Issued an order articulating these findings and forwarded the petition and order to the contiguous City of Arkadelphia for consideration; and

WHEREAS, it is the desire of the City of Arkadelphia that said territory be annexed.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF ARKADELPHIA, ARKANSAS THAT:

Section 1. That the following described territory, contiguous to the City of Arkadelphia, be and the same is hereby accepted as part of, and annexed to and made a part of the City of Arkadelphia, Arkansas:

Attached Exhibit "1"

RESOLUTION NO. R-20-__

Section 2. That the following schedule of services shall extend to the area by the City of Arkadelphia within the statutory required three (3) year period after the date the annexation becomes final, as follows:

Water, Police, Sanitation, and Fire services.

Section 3. That the above described territory shall be annexed to and made a part of Ward 5 of the City of Arkadelphia, and the same shall henceforth be a part of said Ward as fully as existing parts of said Ward.

Section 4. Thirty (30) days after passage and publication or posting of this Resolution as authorized by law, the annexation shall be final and the property shall be within the corporate limits of the City of Arkadelphia, except as otherwise ordered by the Circuit Court pursuant to a cause of action filed within said thirty (30) day period.

Section 5. Notice. Within forty-five (45) days of the effective date of this Resolution the City Clerk shall provide written notice, along with complete documentation, to the County Clerk of each county in which the territory is affected.

Passed and approved this ____ day of _____, 2020.

Scott Byrd, Mayor

ATTEST:

Jessica Davis, City Clerk

RESOLUTION NO. R-20-__

EXHIBIT 1.

A PARCEL OF LAND BEING LOCATED IN THE NW/4 NE/4 OF SECTION 13, T7S, R20W, CLARK COUNTY, ARKANSAS AND BEING DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHEAST CORNER OF SAID NW/4 NE/4, THE POINT OF BEGINNING; THENCE NORTH 02°01'06" EAST ALONG THE EAST LINE OF SAID NW/4 NE/4, A DISTANCE OF 755.82 FEET; THENCE SOUTH 08°22'23" WEST, A DISTANCE OF 760.88 FEET; THENCE SOUTH 88°14'27" EAST, A DISTANCE OF 84.22 FEET TO THE POINT OF BEGINNING. CONTAINING 0.73 ACRES, MORE OR LESS.